#

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4541 OF 2006

Nirmal Yadav .. Applicant
Versus
State of Maharashtra & Ors. .. Respondent

Mr.Uday Warunjikar with Yogesh Rohira for applicant
Mr.Rajesh More, A.P.P. for State.
Mrs.A.S.Pai for UOI

CORAM : S.C.DHARMADHIKARI, J.
DATE : 22nd December 2006

P.C.

. Co-accused Gurmeet Singh Kohli having been enlarged on bail and the applicant is arrested in connection with the same case, so also offence being identical, for reasons assigned in Criminal Application No.4438 of 2006, this applicant also deserves to be enlarged on bail. While enlarging co-accused on bail, so

also one Rajkotwala, I have noted all contentions as are raised by Mrs.Pai. The self-same contentions need not be dealt with. Hence following order:-

i) The applicant arrested in connection with C.R.No.103 of 2006 pending before 3rd Court, Esplanade, Mumbai shall be enlarged on bail in the sum of Rs.1 lakh with one or two local sureties in the like amount;

ii) The applicant shall report to Intelligence Officer, S.I.I.B. (Exports), Nhava Sheva twice a week from 11.00 a.m. and 2.00 p.m. initially for a period of four weeks and thereafter as directed by the trial court till the complaint is filed.

iii) The applicant shall deposit his passport, if any, with respondent Nos.2,

S.I.I.B. (Exports), Nhava Sheva.

iv) Applicant shall not leave India without prior permission of the trial court.

v) The order of bail will be given effect only after the applicant furnishes to the investigating officer the details about his place of residence and address where he proposes to stay after he is enlarged on bail. The applicant will not change his residential address thereafter till the conclusion of trial without prior intimation to the Investigating officer.

vi) The bail is granted subject to condition that the applicant shall not directly or indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner

tamper with the prosecution evidence.

vii) The applicant shall cooperate with the learned Trial Judge for expeditious disposal of the case. Any attempt by the applicant to delay the trial may be a ground for cancellation of bail.

viii) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

ix) Application is disposed of in above terms.

x) Parties to act on an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)